



[243] Attorney Docket No. : AGI-131.2US

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : David A. Brown, Alexander A. Khorlin, Krystyna Lesiak
and Wu Yun Ren
Serial No. : Not Yet Assigned
Filed : Simultaneously Herewith
For : DERMATOLOGICAL COMPOSITIONS AND
METHODS

Prior Application:

Serial No. : 09/085,917
Filed : May 28, 1998
For : DERMATOLOGICAL COMPOSITIONS AND
METHODS
Examiner : N. Nutter
Group : 1711

MS Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FILING UNDER 37 CFR §1.53(b)

Express Mail Information

Date of Deposit: September 22, 2003

Express Mail mailing label number: EU509747880

FILING UNDER 37 CFR §1.53(b)

Transmitted herewith for filing is the patent application of:

Inventors : David A. Brown, Alexander A. Khorlin, Krystyna Lesiak,
and Wu Yun Ren
For : DERMATOLOGICAL COMPOSITIONS AND
METHODS

Enclosed are:

1. Disclosure (53 pages)
2. Claims (7 pages)
3. Abstract (1 page)
4. Drawings (6 figures, 6 sheets, informal)
5. Declaration and Power of Attorney (3 pages)
6. Combined Certificate Under 37 CFR 3.73(b) and Power Of Attorney by Assignee of Entire Interest (2 pages with attached Assignment)
7. Transmittal of Formal Drawings (1 page)
8. Formal drawings (6 figures, 6 sheets, formal)
9. Information Disclosure Statement (1 page)
10. Modified 1449 Form (9 pages)
11. Filing Under 37 CFR 1.53(b) (4 pages; this paper)
12. Check for \$543.00
13. Application Data Sheet (3 pages)
14. Express Mail Information (1 page)
15. Return Receipt Postcard (1 card)

This is a continuation application under 35 USC §120 of pending prior application Serial No. 09/085,917 filed on June 29, 2000 which is a continued prosecution application of applicants' original application of the same serial number filed May 28, 1998.

Oath or Declaration

 Newly executed (original or copy)
 X Copy from a prior application (37 CFR 1.63(d))

X Incorporation By Reference

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

X With respect to the prior copending U.S. application from which this application claims benefit under 35 USC § 120, the inventors of the claims of this application are the same as the inventors of the claims of the prior application.

X A verified statement that this filing is by a small entity was filed in parent application Serial No. 09/085,917 on January 28, 2000 and such status is still proper and desired.

X Applicant hereby claims the benefit under Title 35, United States Code § 119(e) of United States Provisional Patent Applications Nos. 60/026,577 filed on September 18, 1996, 60/035,947 filed on January 21, 1997, 60/036,863 filed on February 4, 1997, and 60/048,597 filed on June 4, 1997.

X Applicant hereby claims foreign priority benefits under Title 35, United States Code, §119 of International Applications Nos. PCT/US98/05346 filed on March 18, 1998, and PCT/US97/16642 filed on September 18, 1997.

X Applicant hereby claims the benefit under Title 35, United States Code §120 of U.S. Application No 09/085,917 filed on May 28, 1998 and U.S. Application No. 08/933,143 filed on September 18, 1997.

SMALL ENTITY

The filing fee has been calculated as shown below:

Basic Fee:		\$ 375.00
Total Claims:	14 - 20 = 0 x 9	0.00
Indep. Claims:	7 - 3 = 4 x 42	168.00
Multiple dep. claim(s), if any:	+ 140	0.00
Total:		\$ 543.00

A check in the amount of \$543.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account No. 11-1158.

- X An information disclosure statement is submitted herewith.
- X New formal drawings are enclosed
- X The prior application is assigned of record to Applied Genetics Incorporated Dermatics.
- X The power of attorney in the prior application is to Maurice M. Klee, Reg. No. 30,399.
- X Since the power of attorney does not appear in the original papers, a copy of the power in the prior application, i.e., Certificate Under 37 CFR 3.73(b), is enclosed.

Throughout the prosecution of this application, the Commissioner is authorized to charge all fees under 37 CFR 1.17, including all required extension of time fees, to Deposit Account No. 11-1158.

Address all future communications to:

Maurice M. Klee, Ph.D.
Attorney at Law
1951 Burr Street
Fairfield, CT 06824
(203) 255-1400

Respectfully submitted,

Date: 9/22/03

Maurice Klee
Maurice M. Klee, Ph.D.
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EXPRESS MAIL INFORMATION

Attached hereto are the following papers which are being mailed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service on the date indicated below:

1. Disclosure (53 pages)
2. Claims (7 pages)
3. Abstract (1 page)
4. Drawings (6 figures, 6 sheets, informal)
5. Declaration and Power of Attorney (3 pages)
6. Combined Certificate Under 37 CFR 3.73(b) and Power Of Attorney by Assignee of Entire Interest (2 pages with attached Assignment)
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Person depositing papers with
the U.S. Postal Service:

Anya Klee

September 22, 2003
Date Signed


Anya Klee

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TRANSMITTAL OF FORMAL DRAWING

Submitted herewith are formal drawings (6 sheets) for the above-identified application.

Respectfully submitted,

Date: 9/22/03 Maurice Klee
Maurice M. Klee, Ph.D.
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1951 Burr Street
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(203) 255-1400